

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST LABOR ORGANIZATIONS
OR ITS AGENTS

DO NOT WRITE IN THIS SPACE

Case 31-CB-12924	Date Filed / / 11-15-10
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INSTRUCTIONS: File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT

a. Name UNITE HERE Local 11 Staff Union	b. Union Representative to contact Manuel Roman President	
c. Address (Street, city, state, and ZIP code) 464 South Lucas Avenue, Suite 201 Los Angeles CA 90017-	d. Tel. No. (213)481-8530	e. Cell No. () -
	f. Fax No. (213)481-0352	g. e-Mail
h. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (list subsections) (1)(A) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.		

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

Within the past six (6) months, the above-named labor organization has failed and refused to represent (b) (6), (b) (7)(C) regarding (b) (6) grievances, for reasons which are arbitrary, capricious and/or invidious, and/or because the above-named labor organization is dominated and/or interfered with by the Employer of the employees which it represents.

Additionally, within the past six (6) months, the above-named labor organization has been dominated and/or interfered with by the Employer of the employees which it represents.

3. Name of Employer UNITE HERE Local 11	4a. Tel. No. (213)481-8530	b. Cell No. () -
	c. Fax No. (213)481-0352	d. e-Mail
5. Location of plant involved (street, city, state and ZIP code) 464 South Lucas Avenue, Suite 201 Los Angeles CA 90017-	6. Employer representative to contact Tom Walsh President	
7. Type of establishment (factory, mine, wholesaler, etc.) labor organization	8. Identify principal product or service union representation	9. Number of workers employed @ 135
10. Full name of party filing charge (b) (6), (b) (7)(C)	11a. Tel. No. () -	b. Cell No. (b) (6), (b) (7)(C)
	c. Fax No. () -	d. e-Mail (b) (6), (b) (7)(C)
11. Address of party filing charge (street, city, state and ZIP code.) (b) (6), (b) (7)(C)		

I declare that (b) (6), (b) (7)(C) contents therein are true to the best of my knowledge and belief.

By (signature) (b) (6), (b) (7)(C) An Individual
(Print/type name and title or office, if any)

Address (b) (6), (b) (7)(C) (date) 11/15/2010

Tel. No. () -
Cell No. (b) (6), (b) (7)(C)
Fax No. () -
e-Mail (b) (6), (b) (7)(C)

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (b) (6), (b) (7)(C) TITLE 18, SECTION 1001)
10/JJH

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.



United States Government
NATIONAL LABOR RELATIONS BOARD
Region 31
11150 W. Olympic Blvd., Suite 700
Los Angeles, CA 90064-1824

Telephone: (310) 235-7351
Facsimile: (310) 235-7420
www.nlr.gov

November 17, 2010

Board Agent: Roufeda S. Ebrahim
Telephone: (310)235-7401
E-Mail: Roufeda.Ebrahim@nlrb.gov

(b) (6), (b) (7)(C)

Re: *UNITE HERE Local 11 Staff Union*
(UNITE HERE Local 11)
Case No.: 31-CB-12924

Dear (b) (6), (b) (7)(C)

The charge that you recently filed has been assigned the above case number and will be investigated by the above-named Board agent whose telephone number and E-mail address are also listed above. Please note that the agent may be unable to access Emails when the agent is away from the office. For that reason, you are encouraged to submit all your evidence to the agent through the Agency's E-Filing system, described below. On all correspondence regarding this charge, please include the case name and number indicated above.

Presentation of Your Evidence: It is important that you promptly submit your evidence to the Board agent so we may investigate your charge. If you have not yet set a date and time to present evidence in support of this charge, please contact the Board agent as soon as possible to schedule a time to present your evidence. If you are a non-English speaker and need assistance, please inform the Board agent assigned to this case.

FILING DOCUMENTS WITH REGIONAL OFFICES: The Agency is moving toward a fully electronic records system. To facilitate this important initiative, the Agency strongly urges all parties to submit documents and other materials (except unfair labor practice charges and representation petitions) to Regional Offices through the Agency's E-Filing system on its website: <http://www.nlr.gov> (See Attachment to this letter for instructions). Of course, the Agency will continue to accept timely filed paper documents.

Procedures: If you have an E-mail address, please provide that address to the agent in order to expedite our communication with you.

Customer service standards concerning the processing of unfair labor practice cases are available upon request from the Regional Office or by clicking the Public Notices button on the agency's website, www.nlr.gov.

Right to Representation: Attention is called to your right, and the right of any party, to be represented by an attorney or other representative in any proceeding before the National Labor Relations Board and the courts. If you wish to have a representative appear on your behalf, please have your attorney or other representative complete the enclosed Form NLRB-4701, Notice of Appearance, and forward it to the respective Regional Office as soon as a representative is chosen.

If your representative is an attorney, such attorney will receive exclusive service of all documents, except that you and your attorney will both receive those documents described in Casehandling Manual, Part One, Unfair Labor Practice Proceedings, Section 11842.3, available on the Agency's internet web page www.nlr.gov. However, your attorney may consent to have additional documents or correspondence served on you by making the appropriate designation on Form NLRB-4701, Notice of Appearance. If your representative is not an attorney, you and your representative may receive copies of all documents and correspondence.

Freedom of Information Act: Please be advised that, under the Freedom of Information Act, unfair labor practice charges and representation petitions are subject to prompt disclosure to members of the public upon request. In this regard, you may have received a solicitation by organizations or persons who have obtained public information concerning this matter and who seek to represent you before our Agency. You may be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board; their information regarding this matter is only that which must be made available to any member of the public.

Very truly yours,

James J. McDermott

James J. McDermott
Regional Director

Enclosures



United States Government

NATIONAL LABOR RELATIONS BOARD

Region 31

11150 W. Olympic Blvd., Suite 700

Los Angeles, CA 90064-1824

Telephone: (310) 235-7351

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www.nlrb.gov

November 30, 2010

Re: *UNITE HERE Local 11*
Case No. 31-CA-30029

Dear (b) (6), (b) (7)(C)

This is to advise you that the following portion of the captioned charge have, with my approval, been withdrawn: that the charged party-employer violated Section 8(a)(3) of the National Labor Relations Act ("Act") by laying off (b) (6), (b) (7)(C) in retaliation for (b) (6), (b) (7)(C) union and/or protected concerted activities.

Please note that Section 10(b) of the Act provides that no complaint shall issue based upon any unfair labor practice occurring more than six (6) months prior to the filing and service of the charge.

This action does not in any way affect the remaining allegation of the charge, that the charged party-employer violated Section 8(a)(2) of the Act by dominating and/or interfering with the formation and/or administration of labor organizations, and/or contributed financial or other support to such labor organizations.

Very truly yours,

James J. McDermott
Regional Director

cc:



United States Government
NATIONAL LABOR RELATIONS BOARD
Region 31
11150 W. Olympic Blvd., Suite 700
Los Angeles, CA 90064-1824

Telephone: (310) 235-7351
Facsimile: (310) 235-7420
www.nlrb.gov

August 22, 2022

Manuel Roman, President
UNITE HERE Local 11 Staff Union
16600 Cerulean Ct.
Chino, CA 91709

Re: *UNITE HERE Local 11 Staff Union (UNITE HERE Local 11)*
Case No.: 31-CB-12924

Dear Mr. Roman:

This is to advise you that the charge in the above matter, with my approval, has been withdrawn. Please note that Section 10(b) of the Act provides that no complaint shall issue based upon any unfair labor practice occurring more than 6 months prior to the filing and service of the charge.

Very truly yours,

/s/ James J. McDermott

James J. McDermott
Regional Director

cc: Richard G. McCracken, Esq., General Counsel, Davis, Cowell & Bowe, LLP,
595 Market Street, Suite 1400, San Francisco, CA 94105

Tom Walsh, President, UNITE HERE Local 11, 464 S. Lucas Avenue, Suite 201
Los Angeles, CA 90017-2074

(b) (6), (b) (7)(C)